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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

RONALD JOSEPH PLAGA,  
  
Plaintiff,  
  
v.  
MICHAEL J. ASTRUE,  
Commissioner of Social Security,  
  
Defendant.

No. 5:09-CV-01194-RMW

**STIPULATION TO VOLUNTARY  
REMAND PURSUANT TO  
SENTENCE FOUR OF 42 U.S.C.  
§ 405(g) AND TO ENTRY OF  
JUDGMENT**

IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, and with the approval of the Court, that the Commissioner has agreed to a voluntary remand of this case for further administrative proceedings, pursuant to *sentence four* of 42 U.S.C. § 405(g).

Upon remand, the Office of Disability Adjudication and Review will remand this case to an Administrative Law Judge (ALJ) and direct the ALJ to do the

1 following: (1) further evaluate whether Plaintiff's condition medically improved  
2 in accordance with 20 C.F.R. §§ 404.1594(f)(1)-(8) and 416.994(b)(5)(i)-(vii),  
3 beginning September 30, 2003, and (2) if necessary, further develop the medical  
4 evidence to determine whether medical improvement occurred, beginning  
5 September 30, 2003.

6 As noted, this stipulation constitutes a remand under the fourth sentence of  
7 Section 205(g) of the Social Security Act. See 42 U.S.C. § 405(g).

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9 Respectfully submitted,

10 Date: August 27, 2010

DOLLY M. TROMPETER

11  
12 By: /s/ Dolly M. Trompeter\*  
DOLLY M. TROMPETER  
13 (\* By email authorization on August 27,  
14 2010)

15 Attorney(s) for Plaintiff

16  
17 Date: August 27, 2010

MELINDA L. HAAG  
United States Attorney

19 By: /s/ Jacob M. Mikow  
JACOB M. MIKOW  
20 Special Assistant United States Attorney

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22 Attorneys for Defendant

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25 **PURSUANT TO THE STIPULATION, IT IS SO ORDERED:**

26 Dated: 9/16/10



27 THE HONORABLE RONALD M. WHYTE  
28 United States District Judge